

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



**FISCAL MEMORANDUM**

**SB 669 – HB 1209**

March 6, 2017

**SUMMARY OF ORIGINAL BILL:** Expands the immunity that any person who is experiencing a drug overdose and who in good faith seeks medical assistance for, or is the subject of a request for medical assistance, shall not be arrested, charged, or prosecuted for a drug violation, if the evidence for the arrest, charge, or prosecution of the drug violation resulted from seeking such medical assistance, to apply to any type of overdose instead of only on the person's first drug overdose.

**FISCAL IMPACT OF ORIGINAL BILL:**

NOT SIGNIFICANT

**SUMMARY OF AMENDMENT (004639):** Adds language to the original bill that requires any person treated for a drug-related overdose with an opioid antagonist by a first responder to be taken to a medical facility by emergency medical services for evaluation.

**FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:**

NOT SIGNIFICANT

Assumptions for the bill as amended:

- Based on information provided by the Department of Finance and Administration, Division of Benefits Administration, the proposed legislation will have no significant effect on the state employee, local government, or local education health plans.
- Based on information provided by the Department of Finance and Administration, Division of Health Care Finance and Administration, the proposed legislation will have no fiscal impact on the Division.
- The proposed legislation is assumed to increase the frequency that an individual or person in the company of an individual who is experiencing a drug overdose seeks medical assistance for themselves or the incapacitated individual. Under current law, pursuant to Tenn. Code Ann. § 63-1-156(b), such individuals are granted immunity from prosecution only on the person's first such drug overdose. It is estimated that providing immunity for such individuals for subsequent drug overdoses will not significantly

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impact state or local incarceration costs, as the number of felony convictions for such persons under current law is estimated to be not significant.

- Based on information provided by the Administrative Office of the Courts, any fiscal impact on the trial courts can be absorbed within existing judicial resources.

**CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in blue ink that reads "Krista M. Lee". The signature is written in a cursive, flowing style.

Krista M. Lee, Executive Director

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